

TOWN BOARD MINUTES  
TOWN OF POESTENKILL  
TOWN BOARD MEETING  
JUNE 20, 2013  
(Not approved at time of distribution)

ROLL CALL AS FOLLOWS

Councilman Bayly	Present
Councilwoman Bentley	Present
Councilwoman Cropsey	Present
Councilman Slavin	Present
Supervisor Jacangelo	Present

NON VOTING MEMBERS

Susan Horton, Town Clerk  
Patrick Tomaselli, Town Attorney

The Town Board members met at 7:00 p.m. to review and audit the monthly bills. Motion by Bayly, seconded by Slavin and an oral vote of 5 ayes that the bills have been audited for payment this evening.

Supervisor Jacangelo opened the meeting with the Pledge of Allegiance and stated that the continuation of the public hearing on the codification of the code pertaining to the local laws, ordinances and certain resolutions was open for comments. No one expressed the desire to speak and the hearing was closed at 7:10 p.m. The formal vote will take place later on during the meeting.

Even though the proposed Snake Hill Development was not on the agenda, several residents were at the meeting to speak on this matter. Mr. Zee, attorney for the proposed project was present and was going to be allowed to speak at this forum. Two Town residents wanted to speak in regards to alleged actions taken by the Highway Superintendent during the Town's two week long cleanup. (dumpster located at the highway garage) Board members were given copies of the two resident's complaints and a written response was expected from the Supervisor. When everyone was given the opportunity to speak, Supervisor Jacangelo closed the public comment period.

Mr. Zee, representing the proposed development on Snake Hill Rd. gave an oral overview of said project. The parcel is located in an RR1 zone and the applicant is looking to have this property rezoned to a PDD (Planned Development District) by the town board prior to any other activities on the site can be done. The informal proposal is for Town Houses to accommodate seniors in the market range of \$225,000 or under and will be handicapped accessible. Higher range homes would be in the range of \$350,000 - \$400,000 and single family homes in the range of \$275,000 - \$325,000. Mr. Zee was very thorough in explaining the whole concept of the proposed project and went through all of the demographics. Supervisor Jacangelo stated that the character of the community should be kept in tact during the proposed project. Councilman Bayly stated, that the town board and town residents should be open-minded on this development and the project needs to be given the opportunity to be heard. The presentation and discussion went on at length and then residents that had reserved time were given the opportunity to speak. M. Pinho, Snake Hill resident is not in favor of this development. Supervisor Jacangelo reassured the audience that there will be many many more opportunities for residents to voice concerns when/if the project moves forward. J. Grattan, Snake Hill resident stated that she is an abutter of the property being discussed and is a strong believer in keeping the character of the property. Several other

residents spoke on the proposed project. Mr. Zee will send all of the proposed information on digital copies so they can be placed on the Town's website for residents review.

Because of a missing page from the April 17<sup>th</sup> minutes, the Town Board decided to wait until this month to approve said minutes. Motion by Bayly, seconded by Cropsey, with and an oral vote of 5 ayes to now accept the April 17<sup>th</sup> Town Board minutes as written. Motion by Bentley, seconded by Bayly with 1 abstention by Councilman Slavin to accept the Town Clerk's minutes of May 16, 2013 as written.

#### Liaison Reports:

Planning Board – Town Board members had copies of the Planning Board minutes of June 4<sup>th</sup> in their packets and B. Daniels, liaison elaborated on the minutes.

Zoning Board – Town Board members had copies of the June 11<sup>th</sup> ZBA meeting. There was no ZBA liaison present.

Fire Company – Town Board members were given copies of the Fire Company's current financial report.

Records Advisory- No report.

Library – E. Gresens reported on the current activities at the Library and thanked the Supervisor and his wife for attending the Library dinner. It was reported that N. Wait received a \$1,000 scholarship from the Library. Supervisor Jacangelo reported that there has been deterioration on the library front porch and he will get some figures from local contractors for this issue and will report back on this matter to the Town Board.

Youth Advisory Board – Tara Houser, Youth Director/Summer Camp Director, reported on the upcoming Summer Camp activities and that her recommended staff is on tonight's agenda to be voted on by the town board. Motion by Bentley, seconded by Cropsey and carried to accept the list of summer camp employees and staff with their respective wages/stipends as submitted by the Summer Camp Director, Tara Houser. Ms. Houser stated that the camp runs 4 weeks starting July 8<sup>th</sup>. Supervisor Jacangelo pointed out that Matt Miller will also, besides working summer camp, will be doing work around town hall.

#### Correspondence:

Rensselaer County Bureau of Planning - The town was notified by Rensselaer County Bureau of Economic Development and Planning that the zoning text amendments and town code amendments were reviewed by the Agency and do not have a major impact on County plans and local consideration shall prevail.

Harold Van Slyke – General Code – Supervisor Jacangelo reported that a letter was received from H. Van Slyke, ZBA member and town resident regarding comments on the new code. Town Board members had copies of this May 16<sup>th</sup> letter.

Department of Taxation and Finance Office of Real Property Tax Services – Supervisor Jacangelo reported that the equalization rate for the town has gone up which means property values went down relative to their assessment.

Informational Items: None.

Discussion Items  
None.

Action Items:

Lochvue-Drainage District-

Supervisor Jacangelo reported on the letter dated June 19<sup>th</sup> from T. Field, Engineer that the town is using for this project, and stated that Mr. Field has done a preliminary review of the drainage district summary dated June 13<sup>th</sup> by Ingalls & Associates for the Lochvue Subdivision. Town board members had copies of this letter and Supervisor Jacangelo read the six comments that were recommended by our engineer. The representative from Ingalls & Associates, who was present stated that he has reviewed Mr. Field's comments and they have been completed and will be sent to Mr. Field for his review. The town has received the initial \$3,000 fee for the drainage district to cover the town's legal and administrative cost. Motion by Bayly, seconded by Slavin and carried to officially direct Tom Field to review the project map, plan and report (MPR) for the Lochvue Drainage District. Motion by Slavin, seconded by Bentley and carried to authorize the Town Attorney to complete the Town's portion of Environmental Assessment Form (EAF) for the Lochvue Drainage District. Motion by Slavin, seconded by Bayly and carried to designate the town board as LEAD Agency for the SEQRA process for the Lochvue Drainage District. Mr. Tomaselli will take care of the publication in the Environmental News Publication. It was decided by the town board to set a public hearing for the Lochvue Subdivision Drainage District for July 18<sup>th</sup> at 7:15 p.m. Per town attorney's advice, this public hearing can only take place if all paperwork is in place for this district. Motion by Bayly, seconded by Bentley and carried to have the applicant of the Lochvue Drainage District place \$1,000 in escrow and if any balance remains it shall be refunded to the applicant.

Resolution in the Matter of Adoption of the Code Codification-RESOLUTION #14-2013-IN THE MATTER OF THE ADOPTION OF LOCAL LAW NO. 3 OF THE YEAR 2013 OF THE TOWN OF POESTENKILL ENTITLED "CODE OF THE TOWN OF POESTENKILL"

MOVED BY: Councilman Slavin

SECONDED BY: Councilman Bayly

VOTED UPON AS FOLLOWS:

Councilman Bayly	YES
Councilwoman Bentley	YES
Councilwoman Cropsey	YES
Councilman Slavin	YES
Supervisor Jacangelo	YES

Local Law#3-2013- Entitled “Code of the Town of Poestenkill”

MOVED BY: Councilman Slavin  
 SECONDED BY: Councilman Bayly

VOTED UPON AS FOLLOWS:

Councilman Bayly: YES  
 Councilwoman Bentley: YES  
 Councilwoman Cropsey: YES  
 Councilman Slavin: YES  
 Supervisor Jacangelo: YES

Approval of Summer Camp Employees and Town Hall Summer Employee – Already approved.

Request to County Highway for Speed Study for certain roads in the Town of Poestenkill – Motion by Bentley, seconded by Bayly and carried to authorize the Highway Superintendent and Supervisor Jacangelo to compile a list of certain roads including but not limited to Cathlie Drive, Empire Drive, Ronald and Walsh.

Motion by Slavin, seconded by Bentley and carried to accept \$20 for the old town copier and it will be picked up on Friday June 21<sup>st</sup>.

Reports –

Supervisor’s Report – Supervisor Jacangelo thanked Councilwoman Bentley once again for her leadership during the months working on the code amendments and all of the other members as well for their work on this project. He reported on all of his activities for the month. He further explained that he has applied for a grant through FEMA for the purchase of a generator for town hall. Much of his reports were already discussed during the meeting.

Town Attorney’s Report – Mr. Tomaselli gave his monthly updates which included working on the Lochvue drainage district for tonight’s meeting, working on the final changes to the code for the codification and working on the PDD application.

Town Clerk’s Report – Motion by Slavin, seconded by Cropsey and an oral vote of 5 ayes to accept the Town Clerk’s report of May 2013. The total amount received in the Clerk’s office was \$6,120.82 and of that amount \$5,757.60 was remitted to the Supervisor. Town Board members had copies of the Building Inspector/Code Enforcement Officer’s written report. They also had copies of the Assessor’s monthly report. Supervisor Jacangelo stated that he had spoken with our current Assessor, J. Jackson and he had asked for the postponement of the consideration of his new appointment until the next town board meeting. Town board members also had copies of the Dog Control and Highway report. There was no Creekside Kennel report. Supervisor Jacangelo reported that he would be updating a new shelter agreement at the next board meeting. It was also noted, that an outstanding dog impoundment fee has been paid. The Highway Superintendent reported that he is looking for some equipment for the highway garage and Supervisor Jacangelo said to get some prices for the next town board meeting.

Budget transfers – RESOLUTION NO.#15-2013 –IN THE MATTER OF THE TRANSFER OF CERTAIN GENERAL BUDGET FUNDS, -

Resolved, that it is hereby authorized and directed that the sum of \$1,000.00 be transferred as follows: From: General Fund budget line item 1990.4 (Contingency)

To: General Fund budget line item 1362.04 (Code Enforcement Contractual)

MOVED BY: Slavin  
SECONDED BY: Bentley

VOTED UPON AS FOLLOWS:

Councilman Bayly: Yes  
Councilwoman Bentley: Yes  
Councilwoman Cropsey: Yes  
Councilman Slavin: Yes  
Supervisor Jacangelo: Yes

RESOLUTION NO. #16-2013 – IN THE MATTER OF THE TRANSFER OF CERTAIN WATER BUDGET FUNDS

Resolved, that it is hereby authorized and directed that the sum of \$91.50 be transferred as follows:

From: Water Fund budget line item 8310.43 (Administration – Maintenance)  
To: Budget line item 9040.8 (Workers Compensation)

MOVED BY: Slavin  
SECONDED BY: Bayly

VOTED UPON AS FOLLOWS:

Councilman Bayly: Yes  
Councilwoman Bentley: Yes  
Councilwoman Cropsey: Yes  
Councilman Slavin: Yes  
Supervisor Jacangelo: Yes

RESOLUTION NO. #17-2013 – ORDER FOR PUBLIC HEARING AFTER MAPS, PLANS AND REPORT FOR THE ESTABLISHMENT OF LOCHVUE SUBDIVISION DRAINAGE DISTRICT , -

Resolved, that the Town clerk is hereby authorized and directed to publish a copy of this Order in The Record, the official Town newspaper, and to post a copy of the same on the sign board of the Town, said publication to occur not less than ten (10) nor more than twenty (20) days before the day designated for said hearing, all in accordance with 193(1)(a) of the Town Law.

MOVED BY: Slavin  
SECONDED BY: Bayly

VOTED UPON AS FOLLOWS:

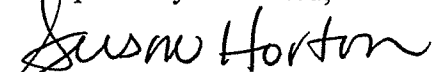
Councilman Bayly: Yes  
Councilwoman Bentley: Yes  
Councilwoman Cropsey: Yes  
Councilman Slavin: Yes  
Supervisor Jacangelo: Yes

Payment of Bills:

Motion by Slavin, seconded by Bayly and an oral vote of 5 ayes to pay Warrant #13 -2013 in the amount of \$697.16. Motion by Slavin, seconded by Bentley and an oral vote of 5 ayes to pay Warrant #14 -2013 in the amount of \$125,485.82.

Motion by Bayly, seconded by Slavin and carried to enter into Executive Session at 9:45 p.m. for the purpose of negotiations, with no votes expected. Motion by Bentley, seconded by Cropsey and carried to exit from Executive Session and immediately adjourned.

Respectfully submitted,



Susan Horton  
Town Clerk